

FORM PTO-1390  
(Rev 5-93)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

ZAHFRI P699US

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (PCT/IB/308) 37 (F.R.L.S.)

107520546

INTERNATIONAL APPLICATION NO.

PCT/EP2003/007434

INTERNATIONAL FILING DATE

July 9, 2003

PRIORITY DATE CLAIMED

July 11, 2002

TITLE OF INVENTION

## SHIFTING DEVICE

APPLICANT(S) FOR DO/EO/US

Michael EBENHOCH and Martin FLÜCKIGER

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
  3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
  4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
    - b. ☒ has been transmitted by the International Bureau. (PCT/IB/308 mailed 22 January 2004).
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
  6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)), with original drawings, is attached.
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
    - b. ☐ have been transmitted by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98 with PTO/SB/08A/08B.
  12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A FIRST preliminary amendment 2/2 amended drawings and 17 formal drawings.  
☐ A SECOND or SUBSEQUENT preliminary amendment.
  14. ☐ A substitute specification w/Marked-Up Version of Amended Specification.
  15. ☐ A change of power of attorney and/or address letter.
  16. ☒ Other items or information:
 

<input checked="" type="checkbox"/> Preliminary Examination Report <input checked="" type="checkbox"/> Annexes to Pre. Ex. Rep. <input checked="" type="checkbox"/> International Search Report <input checked="" type="checkbox"/> German Novelty Search Report <input checked="" type="checkbox"/> 17 copies of citations <input checked="" type="checkbox"/> Form PCT/IB/308 <input checked="" type="checkbox"/> International Publ. No. WO 2004/008005 A1 (Face page only)	<input checked="" type="checkbox"/> Copy of Request <input type="checkbox"/> Submission of Formal Drawings <input type="checkbox"/> _____ sheets of formal drawings <input checked="" type="checkbox"/> Abstract <input type="checkbox"/> Applicant Claims Small Entity Status <input type="checkbox"/> Copy of Notification of File Missing Parts <input checked="" type="checkbox"/> German Language Specification
--	--

## CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Transmittal Letter and the papers indicated as being transmitted therewith is being deposited with the United States Postal Service on this date **January 6, 2005** in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV 544786920 US** addressed to the: Mail Stop PCT, Commissioner for Patents, P. O. Box 1450/Alexandria, VA 22313-1450.

Michael J. BUJOLD

(typed or printed name of person mailing paper)

(signature of person mailing paper)

## 17. ■ The following fees are submitted:

**Basic National Fee (37 CFR 1.492(a)(5):**

Search Report has been prepared by the EPO or JPO ..... \$1000.00

International preliminary examination fee paid to USPTO (37 CFR 1.492(a)(1)) .. \$750.00

No international preliminary examination fee paid to USPTO (37 CFR 1.492(a)(2))  
but international search fee paid to USPTO (37 CFR 1.445(a)(2)). ..... \$790.00

Neither international preliminary examination fee (37 CFR 1.492(a)(3))  
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$1,110.00

International preliminary examination fee paid to USPTO (37 CFR 1.492(a)(4))  
and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS

PTO USE ONLY

DT12 Rec'd PCT/PTO 06 JAN 2015

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months  
from the earliest claimed priority date (37 CFR 1.492(e)).

1000

0

Claims	Number Filed	Number Extra	Rate
Total Claims	42 - 20 =	22	x \$ 50.00
Independent Claims	2 - 3 =	0	x \$200.00
Multiple dependent claim(s) (if applicable)			+ \$360.00

1100

0

0

TOTAL OF ABOVE CALCULATIONS =

2100

Reduction by 1/2 for filing by small entity, if applicable. **Applicant Claims Small Entity Status.** (Note 37 CFR 1.9, 1.27, 1.28).

0

SUBTOTAL =

2100

Processing fee of \$130.00 for furnishing the English translation later the ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

+

0

TOTAL NATIONAL FEE =

2100

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

+

0

TOTAL FEES ENCLOSED =

2100

Amount to be:  
refunded

\$

charged

\$

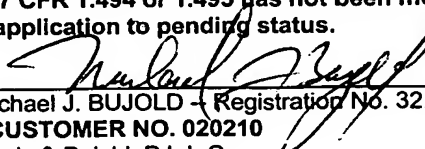
a. ■ A check in the amount of \$ 2,100.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 04-0213 in the amount of \$        to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ■ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to  
Deposit Account No. 04-0213. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

  
Michael J. BUJOLD - Registration No. 32,018  
CUSTOMER NO. 020210  
Davis & Bujold, P.L.L.C.  
Fourth Floor  
500 North Commercial Street  
Manchester, NH 03101-1151  
Telephone (603) 624-9220  
Telefax (603) 624-9229

10/520546

DT12 Rec'd PCT/PTO 06 JAN 2005

1/6/05

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Michael EBENHOCH and Martin FLÜCKIGER  
Serial no. :  
For : SHIFTING DEVICE  
Docket : ZAHFRI P699US

**MAIL STOP PCT**

The Commissioner for Patents  
U.S. Patent & Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

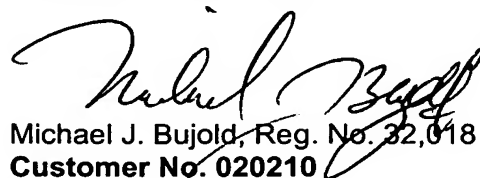
**SUBMISSION OF PROPOSED DRAWING AMENDMENTS  
FOR APPROVAL BY EXAMINER (37 CFR 1.123)  
AND NEW FORMAL DRAWINGS**

Dear Sir:

Attached hereto please find a copy of Figs. 1 and 2a of the original drawings with red ink markings showing proposed changes to the drawing(s) of this application for which the approval of the Examiner is requested. Also enclosed are new formal drawings including the requested amendments.

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



Michael J. Bujold, Reg. No. 32,018  
**Customer No. 020210**  
Davis & Bujold, P.L.L.C.  
Fourth Floor  
500 North Commercial Street  
Manchester NH 03101-1151  
Telephone 603-624-9220  
Facsimile 603-624-9229  
E-mail: patent@davisandbujold.com